IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Writ Petition No.4276 of 2006

Shankar Appa Kamble, since deceased
through his heirs & LRs:
1A. Satappa Shankar Kamble & ors. Petitioners

Vs.

Sadu Bapu Kamble, since deceased
through his heirs & LRs:
1a. Maruti Sadashiv Kamble & ors. Respondents

Mr.V.Z.Kankaria for petitioners.
Mr.A.R.Shaikh for Resp.Nos.4 to 9.
Mr.Amit Borkar for Resp.Nos.1(a) to 1(i)

CORAM: B.H.MARLAPALLE,J.

July 18, 2006.

P.C.

. Admittedly during the pendency of this petition Regular Civil Suit NO.123 of 1980 has been finally decided on or about 1/7/2006 and may be on account of the fact that it was made time bound by the lower Appellate Court.

. The petitioners have to challenge the said decree and while challenging the same the challenge raised in this petition can also be re-agitated.

. Hence the petition is disposed by leaving the rights and contentions of the respective parties open

and the disposal of this petition will not come in the way of the petitioners in raising challenge to the order dated 9/6/2006 in the appeal or in any other proceedings that are required to be initiated against the final decision of the trial Court in RCS No.123 of 1980.

. Certified copy is expedited.

(B.H.MARLAPALLE,J.)